

# **MEMORANDUM**

# Harvey Ruvin

# Clerk of the Circuit and County Courts Clerk of the Board of County Commissioners

Miami-Dade County, Florida (305) 375-5126 (305) 375-2484 FAX

RTC

www.miami-dadeclerk.com Agenda Item No. 6 (B)

TO:

Honorable Chairman Carlos A. Gimenez

and Members, Regional Transportation

Committee

DATE:

September 21, 2006

FROM: Kay M. Sullivan

Director Clerk of the Board Division

SUBJECT:

Approval of Commission

Committee Minutes

My Julian

The Clerk of the Board's office is submitting the following Clerk's Summary of Minutes for approval by the Regional Transportation Committee:

July 13, 2006

Attachment KMS/jm



# **CLERK'S SUMMARY OF**

Stephen P. Clark Government Center 111 N.W. 1st Street Miami, FL 33128

# **Meeting Minutes**

# **Regional Transportation Committee**

Carlos A. Gimenez (7) Chair; Katy Sorenson (8) Vice Chair; Commissioners Sally A. Heyman (4), Dennis C. Moss (9), Dorrin D. Rolle (2), and Rebeca Sosa (6)

Thursday, July 13, 2006

9:30 AM

**COMMISSION CHAMBERS** 

**Members Present:** 

Carlos A. Gimenez, Sally A. Heyman, Dennis C. Moss, Dorrin D.

Rolle, Katy Sorenson, Rebeca Sosa.

**Members Absent:** 

None.

Members Late:

None.

Members Excused:

None.

# 1 MINUTES PREPARED BY:

Report:

Judy Marsh, Commission Reporter, (305) 375-

1967

# 1A INVOCATION

# 1B PLEDGE OF ALLEGIANCE

Report:

The Committee members convened in a moment of silent prayer, followed by the Pledge of Allegiance.

# 1C ROLL CALL

Report:

The following staff members were present:

Assistant County Attorneys Abigail Price-Williams and Deborah Mastin; Ms. Corinne Brody, Special Assistant for Strategic Management Initiatives; and Deputy Clerks Doris Dickens and Judy Marsh.

# 062353 Report

### CHANGES TO TODAY'S COMMITTEE AGENDA

## Report:

Chairman Gimenez apologized for the meeting being delayed. He noted the Committee members had attended the City of Miami Commission meeting for the installation of former Deputy County Manager Pete Hernandez as Miami City Manager.

At the request of Chairman Gimenez, the Committee members noted the following items to be placed on the Pull List for discussion: Agenda Items 3W and 3X (Commissioner Sorenson); Agenda Items 3E, 3F, 3H, 3I and 3J (Commissioner Moss); and Agenda Item 3K (Commissioner Rolle).

Assistant County Attorney Abigail Price-Williams advised that Agenda Items 3D and 3G were withdrawn, and not deferred as listed on the County Manager's memorandum entitled "Requested Changes to the Regional Transportation Committee Agenda," because bid protests were filed. She noted in addition to the requested changes, the County Manager was requesting that a scrivener's error on handwritten page 8 of Agenda Item 3W be corrected to reflect the contract amount as \$791,500,000 and the word "yes" should be written across from the bullet "DBD review" on handwritten page 6 of the item. Additionally, Agenda Item 7D Supplement was added to today's agenda, Ms. Price-Williams noted.

It was moved by Commissioner Heyman that the Committee approve the foregoing changes to the July 13, 2006 Regional Transportation Committee agenda. This motion was seconded by Commissioner Rolle and upon being put to a vote, passed by a vote of 6-0.

Assistant County Attorney Price-Williams advised that the remaining items on today's agenda—other than the items pulled for discussion and the public hearing item(s)—were forwarded to the County Commission with a favorable recommendation. She read Agenda Items 3E, 3F, 3H, 3I, 3J, 3K, 3W and 3X into the record.

It was moved by Commissioner Heyman that the remaining items on today's agenda, other than the

items pulled for discussion and the public hearing item(s), be forwarded to the County Commission with a favorable recommendation. This motion was seconded by Commissioner Sosa, and upon being put to a vote, passed by a vote of 6-0.

# 1D <u>DISCUSSION ITEM</u>

# 1E PUBLIC HEARING

1E1

062027 Resolution

Audrey M. Edmonson

RESOLUTION CO-DESIGNATING THE OMNI METROMOVER STATION AS THE OMNI-PERFORMING ARTS CENTER METROMOVER STATION Forwarded to BCC with a favorable recommendation Mover: Heyman

Vote: 6-0

Seconder: Sosa

Report:

Assistant County Attorney Abigail Price-Williams read the foregoing proposed resolution into the

record.

Chairman Gimenez announced that the foregoing proposed resolution was open for public participation, and there being no-one to appear before the Committee, the public hearing was closed, and the Committee proceeded to vote.

# 2 COUNTY COMMISSION

2A

062071 Resolution

Carlos A. Gimenez

RESOLUTION CREATING EAST-WEST CORRIDOR CITIZENS AND BUSINESS ADVISORY COMMITTEE

Forwarded to BCC with a favorable recommendation Mover: Heyman Seconder: Sosa Vote: 6-0

# 3 DEPARTMENTS

3A

## 061931 Resolution

RESOLUTION APPROVING AWARD RECOMMENDATION FOR NON-EXCLUSIVE PERMITS TO PROVIDE GENERAL AERONAUTICAL SERVICES ("GASP") TO COMMERCIAL AIRCRAFT OPERATORS AND AIRLINES AT MIAMI INTERNATIONAL AIRPORT, RFP NO. MDAD-07-05, TO AMERICAN SALES & MANAGEMENT ORGANIZATION CORPORATION, SWISSPORT USA, INC., PENAUILLE SERVISAIR, LLC, **EVERGREEN AVIATION GROUND LOGISITICS** ENTERPRISES, INC., AND TRIANGLE SERVICES OF FLORIDA, INC., ("PERMITTEES"); AUTHORIZING COUNTY MANAGER OR HIS DESIGNEE TO EXECUTE AGREEMENTS AND AUTHORIZING EXECUTION OF ANY RENEWAL, TERMINATION, AND CANCELLATION PROVISIONS THEREIN: WAIVING THE REQUIREMENTS OF RESOLUTION NO. R-377-04 (Aviation Department)

Forwarded to BCC with a favorable recommendation Mover: Heyman Seconder: Sosa Vote: 6-0

3B

## 061967 Resolution

RESOLUTION APPROVING ESTABLISHMENT OF A POOL OF OFFSET PRINTERS FOR THE MIAMI-DADE AVIATION DEPARTMENT; AUTHORIZING COUNTY MANAGER TO AWARD A PRINTING AGREEMENT TO COUNTYWIDE PRINTING, INC., AND TO EXERCISE TERMINATION PROVISIONS CONTAINED THEREIN; AUTHORIZING MIAMI-DADE AVIATION DEPARTMENT AND GSA PRINT SHOP TO ENTER INTO A MEMORANDUM OF UNDERSTANDING FOR SUCH SERVICES (Aviation Department)

Forwarded to BCC with a favorable recommendation Mover: Heyman Seconder: Sosa Vote: 6-0

3C

## 061966 Resolution

RESOLUTION APPROVING OTHER TRANSACTION AGREEMENT WITH THE UNITED STATES TRANSPORTATION SECURITY ADMINISTRATION (TSA) AT MIAMI INTERNATIONAL AIRPORT FOR THE DESIGN, PROCUREMENT, INSTALLATION AND OPERATION OF CLOSED CIRCUIT TELEVISION CAMERAS, UTILIZING FUNDS IN THE AMOUNT OF \$2,712,701 CONTRIBUTED BY TSA; AUTHORIZING COUNTY MANAGER OR DESIGNEE TO EXECUTE AGREEMENT AND TERMINATION PROVISIONS CONTAINED THEREIN; WAIVING REQUIREMENTS OF RESOLUTION NO. R-377-04 (Aviation Department)

Forwarded to BCC with a favorable recommendation Mover: Heyman Seconder: Sosa Vote: 6-0

3D

# 061969 Resolution

RESOLUTION AWARDING PACKAGE ONE (1) OF A NON-EXCLUSIVE LEASE AND CONCESSIONS AGREEMENT AT MIAMI INTERNATIONAL AIRPORT, RFP NO. MDAD 05-05, TO CONCESSIONAIRE, FABER, COE & GREGG OF FLORIDA, INC., (FABER MIA LLC); AUTHORIZING COUNTY MANAGER OR HIS DESIGNEE TO EXECUTE AGREEMENT AND ANY RENEWAL OR TERMINATION PROVISIONS CONTAINED THEREIN (Aviation Department)

Withdrawn Mover: Heyman Seconder: Rolle Vote: 6-0

**Report:** The foregoing proposed resolution was withdrawn during consideration of changes to today's agenda.

3E

## 061976 Resolution

RESOLUTION AWARDING PACKAGE TWO (2) OF A NON-EXCLUSIVE LEASE AND CONCESSIONS AGREEMENT AT MIAMI INTERNATIONAL AIRPORT, RFP NO. MDAD 05-05, TO CONCESSIONAIRE, HOST INTERNATIONAL, INC.; AUTHORIZING COUNTY MANAGER OR HIS DESIGNEE TO EXECUTE AGREEMENT AND ANY RENEWAL OR TERMINATION PROVISIONS CONTAINED THEREIN; WAIVING REQUIREMENTS OF RESOLUTION NO. R-377-04 (Aviation Department)

Forwarded to the BCC by the BCC Chairperson with a favorable recommendation Mover: Heyman Seconder: Sosa Vote: 5-0

Absent: Sorenson

### Report:

Assistant County Attorney Abigail Price-Williams read the foregoing proposed resolution into the record.

There being no objection, the foregoing proposed resolution was considered simultaneously with Agenda Items 3F, 3H, 3I and 3J.

It was moved by Commissioner Heyman that the foregoing proposed resolution be forwarded to the County Commission with a favorable recommendation. This motion was seconded by Chairman Gimenez for discussion.

Commissioner Moss requested an explanation of each of the packages received for the Retail Concession Program RFP No. MDAD-05-05, and the services to be provided at Miami International Airport.

Mr. Jose Abreu, Director, Miami-Dade Aviation Department (MDAD), said bid protests were filed in connection with two of the packages and one was withdrawn by staff and would be brought back to the Committee after the Summer recess.

Ms. Patricia Ryan, Manager of Commercial Operations, Miami-Dade Aviation Department, summarized the Request for Proposal (RFP) for the Retail Concession Program at Miami International Airport. She noted for the first time direct leases were offered in a RFP format. Ms. Ryan said the RFP contained eight packages with a total of 27 locations; package seven (7) contained one location and was designated for small businesses and package eight (8) was also designated for small businesses but had two locations. She noted the total retail package was slightly over 26,000 square feet with anticipated revenues of approximately \$26 million. Ms. Ryan

said input was solicited via industry meetings, existing concessionaires and existing tenants. An outreach program was conducted, Ms. Ryan said, and the requirements in the RFP were changed to allow for more local participation. She noted the RFP language was also modified. Ms. Ryan said the retail concessions were primarily located on the second level of the Airport.

Commissioner Moss asked Mr. Abreu to analyze the outcome and effectiveness of the concession process to determine whether the goals/objectives of the County Commission were accomplished. He also asked Mr. Abreu to identify improvements that could be made to the process to increase opportunities for local participation.

Ms. Ryan responded to Commissioner Rolle's inquiry regarding the Disadvantaged Business Enterprise (DBE) participation for the retail concession packages. She noted the DBE goal established for packages one (1) and two (2) was 30% and 49.7% DBE participation was submitted for package two (2). Ms. Ryan said the initial DBE goal for package one (1) was 30% and the proposer's submittal included a goal of 21.7%; however, she had received documentation from the proposer indicating that their DBE goal would be increased to 35%.

In response to Commissioner Rolle's inquiry, Mr. Howard Gregory, Chief, Minority Affairs, Miami-Dade Aviation Department, said DBE participation for concessions at Miami International Airport were established looking at concessions within other airports such as Orlando, Tampa and Hollywood-Fort Lauderdale. He noted this was in keeping with the guidelines issued by the Federal Aviation Administration. Mr. Gregory said he was satisfied with the DBE goals.

In response to Commissioner Sosa's inquiry regarding women owned business participation, Mr. Gregory said three out of four proposers in package one (1) were women owned businesses. He noted three sub-tenants in package two (2) were small businesses and one (1) was a Woman Business Enterprise (WBE). Mr. Gregory further noted packages three (3) through six (6) were direct leases and did not require DBE participation, however, staff encouraged local participation and the recommendation was for a local firm for package three (3). He said there

were no DBE requirements in package four (4), however, the recommendation was to award to a firm that had approximately 30% to 35% joint venture participation with a local woman DBE. Mr. Gregory said package five (5) included a woman owned firm as part of the joint venture although she was not local; package six (6) was also a local firm and no participation was required in that package; package seven (7) included recommendations for award to a local woman owned firm and package eight (8) was for award to a local woman owned firm.

Mr. Abreu said he was convinced staff was moving in the right direction with the Retail Concession Program.

Commissioner Heyman asked Mr. Abreu to ensure that the concession agreement(s) included more direct leases.

Referring to Commissioner Rolle's earlier question regarding input from the Department of Business Development, Mr. Abreu said input was received from DBD.

Ms. Corinne Brody, Special Assistant for Strategic Management Initiatives, requested the foregoing proposed resolution to be heard at the July 18, 2006 County Commission meeting.

Chairman Gimenez asked staff to prepare the appropriate memorandum requesting that the County Commission's Chairman Joe A. Martinez waive the Committee's rules and allow the foregoing proposed resolution to be heard at the July 18, 2006 County Commission meeting.

3F

### 061974 Resolution

RESOLUTION AWARDING PACKAGE THREE (3) OF A NON-EXCLUSIVE LEASE AND CONCESSIONS AGREEMENT AT MIAMI INTERNATIONAL AIRPORT, RFP NO. MDAD 05-05, TO CONCESSIONAIRE, NAVARRO AT MIA; AUTHORIZING COUNTY MANAGER OR HIS DESIGNEE TO EXECUTE AGREEMENT AND ANY RENEWAL OR TERMINATION PROVISIONS CONTAINED THEREIN; WAIVING REQUIREMENTS OF RESOLUTION NO. R-377-04 (Aviation Department)

Forwarded to the BCC by the BCC Chairperson with a favorable recommendation Mover: Heyman Seconder: Sosa Vote: 5-0 Absent: Sorenson

Report:

(See report under Agenda Item 3E, Legislative File No. 061976)

Ms. Corinne Brody, Special Assistant for Strategic Management Initiatives, requested the foregoing proposed resolution to be heard at the July 18, 2006 County Commission meeting.

Chairman Gimenez asked staff to prepare the appropriate memorandum requesting that the County Commission's Chairman Joe A. Martinez waive the Committee's rules and allow the foregoing proposed resolution to be heard at the July 18, 2006 County Commission meeting.

3G

# 061990 Resolution

RESOLUTION AWARDING PACKAGE FOUR (4) OF A NON-EXCLUSIVE LEASE AND CONCESSIONS AGREEMENT AT MIAMI INTERNATIONAL AIRPORT, RFP NO. MDAD 05-05, TO CONCESSIONAIRE, BORDERS, INC.; AUTHORIZING COUNTY MANAGER OR HIS DESIGNEE TO EXECUTE AGREEMENT AND ANY RENEWAL OR TERMINATION PROVISIONS CONTAINED THEREIN; WAIVING REQUIREMENTS OF RESOLUTION NO. R-377-04 (Aviation Department)

Withdrawn Mover: Heyman Seconder: Rolle Vote: 6-0

Report:

The foregoing proposed resolution was withdrawn during consideration of changes to today's agenda.

3H

## 061985 Resolution

RESOLUTION AWARDING PACKAGE FIVE (5) A OF NON-EXCLUSIVE LEASE AND CONCESSIONS AGREEMENT AT MIAMI INTERNATIONAL AIRPORT, RFP NO. MDAD 05-05, TO CONCESSIONAIRE, AIR SUN J.V.; AUTHORIZING COUNTY MANAGER OR HIS DESIGNEE TO EXECUTE AGREEMENT AND ANY RENEWAL OR TERMINATION PROVISIONS CONTAINED THEREIN; WAIVING REQUIREMENTS OF RESOLUTION NO. R-377-04 (Aviation Department)

Forwarded to the BCC by the BCC Chairperson with a favorable recommendation

Mover: Heyman Seconder: Sosa Vote: 5-0

Absent: Sorenson

# Report:

(See report under Agenda Item 3E, Legislative File No. 061976)

Ms. Corinne Brody, Special Assistant for Strategic Management Initiatives, requested the foregoing proposed resolution to be heard at the July 18, 2006 County Commission meeting.

Chairman Gimenez asked staff to prepare the appropriate memorandum requesting that the County Commission's Chairman Joe A. Martinez waive the Committee's rules and allow the foregoing proposed resolution to be heard at the July 18, 2006 County Commission meeting.

31

## 061982 Resolution

RESOLUTION AWARDING PACKAGE SIX (6) OF A NON-EXCLUSIVE LEASE AND CONCESSIONS AGREEMENT AT MIAMI INTERNATIONAL AIRPORT, RFP NO. MDAD 05-05, TO CONCESSIONAIRE, BROOKSTONE STORES, INC.; AUTHORIZING COUNTY MANAGER OR HIS DESIGNEE TO EXECUTE AGREEMENT AND ANY RENEWAL OR TERMINATION PROVISIONS CONTAINED THEREIN; WAIVING REQUIREMENTS OF RESOLUTION NO. R-377-04 (Aviation Department)

Forwarded to the BCC by the BCC Chairperson with a favorable recommendation Mover: Heyman Seconder: Sosa Vote: 5-0 Absent: Sorenson

# Report:

(See report under Agenda Item 3E, Legislative File No. 061976)

Ms. Corinne Brody, Special Assistant for Strategic Management Initiatives, requested the foregoing proposed resolution to be heard at the July 18, 2006 County Commission meeting.

Chairman Gimenez asked staff to prepare the appropriate memorandum requesting that the County Commission's Chairman Joe A. Martinez waive the Committee's rules and allow the foregoing proposed resolution to be heard at the July 18, 2006 County Commission meeting.

3J

#### 061979 Resolution

RESOLUTION AWARDING PACKAGE SEVEN (7) OF A NON-EXCLUSIVE LEASE AND CONCESSIONS AGREEMENT AT MIAMI INTERNATIONAL AIRPORT, RFP NO. MDAD 05-05, TO CONCESSIONAIRE, MIAMI INTERNATIONAL AIRPORT PHARMACY, INC.; **AUTHORIZING COUNTY MANAGER OR HIS** DESIGNEE TO EXECUTE AGREEMENT AND ANY RENEWAL OR TERMINATION PROVISIONS CONTAINED THEREIN; WAIVING REQUIREMENTS OF RESOLUTION NO. R-377-04 (Aviation Department)

Forwarded to the BCC by the BCC Chairperson with a favorable recommendation Mover: Heyman Seconder: Sosa Vote: 5-0 Absent: Sorenson

## Report:

(See report under Agenda Item 3E, Legislative File No. 061976)

Ms. Corinne Brody, Special Assistant for Strategic Management Initiatives, requested the foregoing proposed resolution to be heard at the July 18, 2006 County Commission meeting.

Chairman Gimenez asked staff to prepare the appropriate memorandum requesting that the County Commission's Chairman Joe A. Martinez waive the Committee's rules and allow the foregoing proposed resolution to be heard at the July 18, 2006 County Commission meeting.

3K

#### 062106 Resolution

RESOLUTION RELATING TO MISCELLANEOUS CONSTRUCTION CONTRACT, MDAD CONTRACT NO. MCC-7-05 REJECTING THE SOLE PROPOSAL; WAIVING COMPETITIVE BID PROCEDURES OF SECTION 2-8.1 OF THE COUNTY CODE; WAIVING BID PROTEST REQUIREMENTS OF SECTION 2-8.3 OF THE COUNTY CODE; APPROVING THE NEGOTIATED CONTRACT AWARD RECOMMENDATION FOR THE MISCELLANEOUS CONSTRUCTION CONTRACT TO THE SOLE PROPOSER, MIKE GOMEZ CONSTRUCTION, CONSULTING, INC.; AUTHORIZING COUNTY MANAGER OR DESIGNEE TO EXECUTE CONTRACT AND TO EXERCISE THE CANCELLATION PROVISIONS CONTAINED THEREIN; AND WAIVING REQUIREMENTS OF RESOLUTION NO. R-377-04 (Aviation Department)

Forwarded to BCC with a favorable recommendation Mover: Moss Seconder: Gimenez Vote: 4-0 Absent: Sorenson, Sosa

### Report:

Assistant County Attorney Abigail Price-Williams read the foregoing proposed resolution into the record.

Commissioner Rolle asked Mr. John Cosper, Deputy Aviation Director for the Capital Improvement Program, to meet with him to discuss the proposed resolution.

Hearing no other discussion, the Committee by motion duly made, seconded and carried, voted to forward the foregoing proposed resolution to the County Commission with a favorable recommendation.

3L

#### 061983 Resolution

RESOLUTION APPROVING THE USE OF SURTAX FUNDS FOR VARIOUS PURCHASE ORDERS ISSUED BY MIAMI-DADE TRANSIT (MDT) FOR MAINTENANCE AND OPERATIONS IN SUPPORT OF THE PEOPLE'S TRANSPORTATION PLAN (PTP) FOR THE MONTH OF MAY, 2006 (Miami-Dade Transit Agency) Forwarded to BCC with a favorable recommendation Mover: Heyman Seconder: Sosa Vote: 6-0

ЗМ

### 062018 Resolution

RESOLUTION DECLARING SURPLUS VACANT COUNTY-OWNED LAND LOCATED AT S.W. 1ST COURT BETWEEN S.W. 12TH AND 13TH STREETS; AUTHORIZING THE WAIVER OF ADMINISTRATIVE ORDER 8-4 AS IT RELATES TO THE REVIEW BY THE PLANNING ADVISORY BOARD; AUTHORIZING THE PRIVATE SALE OF THE LAND TO THE ADJACENT PROPERTY OWNER, BRICKELL FIRST, LLC; AUTHORIZING EXECUTION OF A COUNTY DEED FOR THE PRIVATE SALE; AND ACCEPTING A WARRANTY DEED FOR A LAND DONATION FROM BRICKELL FIRST, LLC, TO MIAMI-DADE COUNTY (Miami-Dade Transit Agency)

Forwarded to BCC with a favorable recommendation Mover: Heyman Seconder: Sosa

Vote: 6-0

3N

### 062045 Resolution

RESOLUTION AUTHORIZING THE APPROVAL AND EXECUTION OF COORDINATION AND FARE AGREEMENTS FOR THE COORDINATION OF TRANSPORTATION DISADVANTAGED SERVICES IN MIAMI-DADE COUNTY WITH ACTION COMMUNITY CENTER, INC., ALLAPATTAH COMMUNITY CENTER, INC., THE ASSOCIATION FOR RETARDED CITIZENS OF SOUTH FLORIDA (ADULT AND CHILDREN'S PROGRAMS), CITRUS HEALTH NETWORK, INC., COALITION OF FLORIDA FARMWORKERS ORGANIZATION, INC., CONCEPT HOUSE INC., DAVE AND MARY ALPER JEWISH COMMUNITY CENTER, FELLOWSHIP HOUSE, GOOD HOPE EQUESTRIAN TRAINING CENTER, HEBREW HOMES HEALTH NETWORK, HELEN B. BENTLEY FAMILY HEALTH CENTER, INC., HIALEAH HOUSING AUTHORITY, JAMES E. SCOTT COMMUNITY ASSOCIATION, INC. JEWISH COMMUNITY SERVICES OF SOUTH FLORIDA, INC., KIDS HOPE UNITED, LITTLE HAVANA **ACTIVITIES & NUTRITION CENTERS OF DADE** COUNTY, INC., MIAMI BEACH COMMUNITY HEALTH CENTER, INC., MIAMI LIGHTHOUSE FOR THE BLIND. MICHAEL-ANN RUSSELL JEWISH COMMUNITY CENTER, MIAMI JEWISH HOME AND HOSPITAL FOR THE AGED, NORTH MIAMI FOUNDATION FOR SENIOR CITIZENS SERVICE, INC., SUNRISE COMMUNITY, INC., THE VILLAGE SOUTH, INC., AND THE UNIVERSITY OF MIAMI LINDA RAY INTERVENTION CENTER (Miami-Dade Transit Agency)

Forwarded to BCC with a favorable recommendation Mover: Heyman Seconder: Sosa Vote: 6-0

30

#### 061988 Resolution

RESOLUTION DECLARING THE ACQUISITION OF LAND REQUIRED FOR A TEMPORARY CONSTRUCTION EASEMENT FOR CONSTRUCTION OF A SIX-LANE ROAD ALONG NW 74 STREET, BETWEEN NW 97 AVENUE AND NW 87 AVENUE, TO BE A PUBLIC NECESSITY, AND AUTHORIZING THE COUNTY MANAGER AND THE COUNTY ATTORNEY TO EMPLOY APPRAISERS, REVIEW APPRAISERS, EXPERT WITNESSES, OBTAIN REQUIRED ENVIRONMENTAL AUDITS, AND TO TAKE ANY AND ALL APPROPRIATE ACTIONS TO ACQUIRE THE SUBJECT CONSTRUCTION EASEMENTS BY DONATION, PURCHASE OR BY EMINENT DOMAIN PROCEEDINGS, INCLUDING A DECLARATION OF TAKING AS NECESSARY (Public Works Department)

Forwarded to BCC with a favorable recommendation Mover: Heyman Seconder: Sosa

Vote: 6-0

3P

#### 061989 Resolution

RESOLUTION APPROVING A PROJECT AWARD RECOMMENDATION IN THE AMOUNT OF \$204,600.00 BETWEEN MIAMI STRIPING & SIGNS, INC. AND MIAMI-DADE COUNTY FOR THE PEOPLE'S TRANSPORTATION PLAN (PTP) PROJECT ENTITLED PAVEMENT STRIPING (PROJECT - CICC 7040-0/07 RPO NO. 20060100) (Public Works Department)

Forwarded to BCC with a favorable recommendation Mover: Heyman Seconder: Sosa Vote: 6-0

3Q

#### 061993 Resolution

RESOLUTION APPROVING A PROJECT AWARD RECOMMENDATION IN THE AMOUNT OF \$1,054,825.00 BETWEEN UNDER POWER CORP. AND MIAMI-DADE COUNTY FOR THE PEOPLE'S TRANSPORTATION PLAN (PTP) PROJECT ENTITLED ROADWAY LIGHTING CONSTRUCTION CONTRACT (PROJECT - CICC 7360-0/08 RPQ NO. 20060105) (Public Works Department)

Forwarded to BCC with a favorable recommendation Mover: Heyman Seconder: Sosa Vote: 6-0

3R

### 061996 Resolution

RESOLUTION APPROVING A PROJECT AWARD RECOMMENDATION IN THE AMOUNT OF \$204,600.00 BETWEEN MIAMI STRIPING & SIGNS, INC. AND MIAMI-DADE COUNTY FOR THE PEOPLE'S TRANSPORTATION PLAN (PTP) PROJECT ENTITLED PAVEMENT STRIPING (PROJECT – CICC 7040-0/07 RPQ NO. 20060099) (Public Works Department)

Forwarded to BCC with a favorable recommendation Mover: Heyman Seconder: Sosa Vote: 6-0

**3S** 

### 062025 Resolution

RESOLUTION DECLARING THE ACQUISITION OF LAND REQUIRED FOR THE CONSTRUCTION OF A SIX-LANE ROAD ALONG NW 74 STREET, BETWEEN NW 97 AVENUE AND NW 107 AVENUE, TO BE A PUBLIC NECESSITY, AND AUTHORIZING THE COUNTY MANAGER AND THE COUNTY ATTORNEY TO EMPLOY APPRAISERS, EXPERT WITNESSES, OBTAIN REQUIRED ENVIRONMENTAL AUDITS, TEMPORARY CONSTRUCTION EASEMENTS AND TO TAKE ANY AND ALL APPROPRIATE ACTIONS TO ACQUIRE THE SUBJECT PROPERTY IN FEE SIMPLE BY DONATION. PURCHASE AT VALUES ESTABLISHED BY APPRAISALS OR BY EMINENT DOMAIN PROCEEDINGS, INCLUDING A DECLARATION OF TAKING AS NECESSARY, FOR AND ON BEHALF OF MIAMI-DADE COUNTY (Public Works Department)

Forwarded to BCC with a favorable recommendation Mover: Heyman Seconder: Sosa Vote: 6-0

3T

### 062032 Resolution

RESOLUTION APPROVING A PROJECT AWARD RECOMMENDATION IN THE AMOUNT OF \$204,600.00 BETWEEN MAGESCO, INC. AND MIAMI-DADE COUNTY FOR THE PEOPLE'S TRANSPORTATION PLAN (PTP) PROJECT ENTITLED TRAFFIC SIGNAL DETECTION LOOP REPLACEMENT (PROJECT – CICC 7360-0/08 RPQ NO. 20060127) (Public Works Department)

Forwarded to BCC with a favorable recommendation Mover: Heyman Seconder: Sosa Vote: 6-0

3U

## 062038 Resolution

RESOLUTION APPROVING A PROJECT AWARD RECOMMENDATION IN THE AMOUNT OF \$950,000.00 BETWEEN METRO EXPRESS, INC. AND MIAMI-DADE COUNTY FOR THE PEOPLE'S TRANSPORTATION PLAN (PTP) PROJECT ENTITLED SIDEWALK IMPROVEMENT (PROJECT – CICC 7360-0/08 RPQ NQ. 20060150) (Public Works Department)

Forwarded to BCC with a favorable recommendation Mover: Heyman Seconder: Sosa Vote: 6-0

3V

# 062057 Resolution

RESOLUTION APPROVING A PROJECT AWARD RECOMMENDATION IN THE AMOUNT OF \$126,488.00 BETWEEN MARVELOUS ELECTRIC, INC. AND MIAMIDADE COUNTY FOR THE PEOPLE'S TRANSPORTATION PLAN (PTP) PROJECT ENTITLED TRAFFIC SIGNAL INSTALLATION AT SW 157 AVENUE AND SW 96 STREET IN COMMISSION DISTRICT 11 (PROJECT – CICC 7360-0/08 RPQ NO. 20060047) (Public Works Department)

Forwarded to BCC with a favorable recommendation Mover: Heyman Seconder: Sosa Vote: 6-0

CLERK'S SUMMARY OF

3W

#### 062108 Resolution

RESOLUTION APPROVING RETROACTIVE CHANGE ORDER NO. 7 TO PROJECT NO. H010A FOR SOUTH TERMINAL PROGRAM AT MIAMI INTERNATIONAL AIRPORT, WITH PARSONS ODEBRECHT JOINT VENTURE; AND AUTHORIZING COUNTY MANAGER OR HIS DESIGNEE TO EXECUTE CHANGE ORDER (Aviation Department)

Forwarded to the BCC by the BCC Chairperson with a favorable recommendation Mover: Moss Seconder: Heyman *Vote: 5-0* Absent: Sorenson

### Report:

Assistant County Attorney Abigail Price-Williams read the foregoing proposed resolution into the record.

Mr. Jose Abreu, Director, Miami-Dade Aviation Department, summarized Change Order No. 7 to the contract between Parsons-Odebrecht J.V. (POJV) and Miami-Dade County relating to completion of the South Terminal Development (STD) Project at Miami International Airport.

Mr. John Cosper, Deputy Aviation Director for the Capital Improvement Program (CIP), Miami-Dade Aviation Department, provided an overview of Change Order Numbers 6 and 7 for the STD Project. He said Change Order No. 7 added \$56.4 million to complete the remaining funding of a Lump Sum Settlement in the amount of \$35 million (\$30 million from already established allowance accounts and the remaining \$5 million upon approval of this Change Order); funded a Dedicated Allowance Account No. 12 - Milestone *Progress Stipends in the amount of \$21.4 million*: funded a Dedicated Allowance Account No. 11 to replace the fully depleted 2% Contract Contingency Allowance and increased the General Allowance Account. He noted the STD Project was expected to be completed by mid-February 2007 and opened in March.

Mr. Cosper responded to Commissioner Sorenson's inquiry regarding the General Allowance Account. He discussed the history of contract change orders to the STD Project and noted Change Orders No. 4, 6 and 7 had included additional funds.

In response to Commissioner Moss' inquiry, Mr. Cosper said design omissions and design errors were reviewed by the Errors and Omissions Group at the Airport.

Concerning questions raised by the Committee

members, Mr. Cosper indicated that the status of the settlement negotiations pertaining to Exhibit 1.3 of this proposed resolution would be included within the STD Project Report to be submitted at the September 21st Committee meeting.

In response to Commissioner Heyman's inquiry whether the proposed settlement absolved Miami-Dade County of all liability relating to previous debts, Mr. Abreu said any liability before May 5, 2006 was included in the proposed settlement.

Responding to Commissioner Heyman's concern regarding forced account directives, Mr. Cosper said the Aviation Department had changed its policy regarding this issue.

Ms. Corinne Brody, Special Assistant for Strategic Management Initiatives, noted the County Manager's Office would be looking at forced account directives in conjunction with legal staff.

Commissioner Heyman said it was her responsibility to question policies that did not work and resulted in litigation. She noted she felt a change was needed in the direction of the South Terminal.

Chairman Gimenez concurred with Commissioner Heyman, noting it was the Aviation Director's job to change the structure to prevent future potential problems.

Mr. Cosper said the changes regarding partial payments were now approved by an Assistant Director. He noted previously, provision for payment did not exist until all costs were identified; however, staff now had the ability to make partial payments as the work proceeded.

Commissioner Heyman inquired of Mr. Abreu whether there were any other policy decision(s) that the Committee needed to make.

Concerning Mr. Abreu's recommendation that Committee members reconsider the proposed ordinance previously sponsored by Chairman Gimenez authorizing the County Manager to amend or modify contracts/agreements relating to the North Terminal Development Project, which failed, Chairman Gimenez noted he would reintroduce this proposal. He asked Mr. Abreu to meet with each commissioner to brief them on the intent of this proposal.



In response to Commissioner Sosa's inquiry regarding the percentage of change orders normally expected on a project of this magnitude, Mr. Abreu said it was difficult to determine the percentage of change orders as the situation with materials had negatively impacted developers.

Commissioner Sosa noted the Aviation Department needed to proceed with the South Terminal Project.

In response to Commissioner Sosa's inquiry, Mr. Abreu said grants from the Transportation Security Administration (TSA) were being used as part of the funding. He noted over \$40 million was invested on TSA-related changes.

In response to Commissioner Sosa's inquiry regarding the allowance account, Mr. Cosper said the \$21.4 million Dedicated Allowance Account was the balance of the \$56.4 million settlement. He noted the \$24 million increase to the General Allowance Account was intended to cover items which were anticipated but which were not yet negotiated. These items were excluded from the settlement, Mr. Cosper said.

Responding to Commissioner Sosa's concern regarding the North Terminal, Chairman Gimenez reassured Commissioner Sosa that all options relating to completion of this Terminal were being considered. He noted he would schedule a workshop to discuss the North Terminal whenever Mr. Abreu deemed appropriate.

Commissioner Rolle asked that representatives of the Miami-Dade Aviation Department meet with him to discuss Exhibit B and items listed in the Exclusion List in Exhibit 1.3 of the foregoing proposed resolution relating to the South Terminal Project.

Special Assistant for Strategic Management Initiatives Corinne Brody requested the foregoing proposed resolution to be heard at the July 18, 2006 County Commission meeting.

Chairman Gimenez asked staff to prepare the appropriate memorandum requesting that the County Commission's Chairman Joe A. Martinez waive the Committee's rules and allow the foregoing proposed resolution to be heard at the July 18, 2006 County Commission meeting.

3X

### 062109 Resolution

RESOLUTION APPROVING CHANGE ORDER NO. MDAD -2 TO THE NORTH TERMINAL DEVELOPMENT CONTRACT, MIA NTD APM SYSTEM, PROJECT NO. B702A AT MIAMI INTERNATIONAL AIRPORT WITH SUMITOMO CORPORATION OF AMERICA; AND AUTHORIZING COUNTY MANAGER OR HIS DESIGNEE TO EXECUTE CHANGE ORDER AND TO EXERCISE THE CANCELLATION PROVISIONS CONTAINED THEREIN (Aviation Department)

Forwarded to BCC with a favorable recommendation

Mover: Moss Seconder: Gimenez

Vote: 4-0

Absent: Sorenson, Sosa

### Report:

Assistant County Attorney Abigail Price-Williams read the foregoing proposed resolution into the record.

The foregoing proposed resolution was moved by Commissioner Moss and seconded by Chairman Gimenez for discussion.

Pursuant to Commissioner Moss' request, Mr. John Cosper, Deputy Aviation Director for the Capital Improvement Program (CIP), Miami-Dade Aviation Department, provided an overview of proposed Change Order No. MDAD-2 with Sumitomo Corporation of America (SCOA) for the Automated People Mover System for the North Terminal Development Program at Miami International Airport (MIA). Approximately \$7 million of this change order was to settle all claims prior to May 31, 2006 and did not address delays through the end of the project Mr. Cosper said, and included a General Allowance Account in the amount of \$22 million to provide for compensation for additional delay which would be incurred subsequent to May 2006. Mr. Cosper noted it was important to the contractors that a mechanism be implemented to ensure they would be paid in a timely manner.

Mr. Jose Abreu, Director, Miami-Dade Aviation Department, commended the County Attorney's Office on the claim settlement negotiations.

# 4 COUNTY MANAGER

# 5 COUNTY ATTORNEY



# 6 CLERK OF THE BOARD

6A

062123 Report

APPROVAL OF COMMISSION COMMITTEE MINUTES FOR THE JUNE 15, 2006 REGIONAL TRANSPORATION COMMITTEE MEETING (Clerk of the Board)

Approved Mover: Heyman Seconder: Sosa Vote: 6-0

6B

062141 Report

APPROVAL OF COMMISSION COMMITTEE MINUTES FOR THE JUNE 1, 2006 - BUDGET WORSHOP (AVIATION) (Clerk of the Board)

Approved Mover: Heyman Seconder: Sosa Vote: 6-0

# 7 REPORTS

7A

062069 Report

ORAL REPORT RE: NORTH TERMINAL DEVELOPMENT TRANSITION (County Manager)

Deferred to September 21, 2006

Report:

The foregoing report was deferred to the September 21, 2006 Committee meeting at the request of Chairman Gimenez.

7B

062070 Report

ORAL REPORT RE: SOUTH TERMINAL DEVELOPMENT TRANSITION (County Manager)

Deferred to September 21, 2006

Report:

The foregoing report was deferred to the September 21, 2006 Committee meeting at the

request of Chairman Gimenez.

7C

062084 Report

ORAL REPORT RE: CENTRAL TERMINAL (County

Manager)

Deferred to September 21, 2006

Mover: Moss Seconder: Rolle

Vote: 4-0

Absent: Sorenson, Sosa

**Report:** The foregoing report was deferred to the

September 21, 2006 Committee meeting at the

request of Chairman Gimenez.

7D

# 062073 Report

ORAL REPORT RE: PORT TUNNEL (County Manager)

Forwarded to the BCC by the BCC Chairperson with a favorable recommendation Mover: Moss Seconder: Rolle Vote: 4-0

Absent: Sosa, Sorenson

# Report:

Ms. Corinne Brody, Special Assistant for Strategic Management Initiatives, provided an overview of the Port of Miami Tunnel Project, estimated to exceed \$1 billion. She discussed funding for the proposed Project and noted staff had been in discussions with the Florida Department of Transportation (FDOT) regarding a potential local contribution. This Project, Ms. Brody said, called for the formation of a public/private partnership between FDOT and a concessionaire who would be responsible for designing, financing, building, operating and maintaining the tunnel. She noted FDOT would pay the concessionaire a portion of the total Project cost as milestone payments during the first 5-6 years of the Project and would subsequently pay the remainder as quarterly availability payments. Ms. Brody said the projected concession term was 35 years.

Ms. Brody said the County's contribution to the Project could be potentially 40% on the capital component which equated to \$400 million. She noted despite \$100 million dollars that were available through the General Obligation Bond (GOB) Program and approximately \$70 million in certain locally derived revenues which might potentially be redirected to the Project, a \$230 million funding gap existed in local participation for the requested 40% of construction funding. Ms. Brody said the County Administration had discussed with FDOT funding options that would minimize interest costs by the County paying its portion up-front and this would require the County to issue bonds early in the Project and then beginning debt service payments with the tunnels' projected opening in 2013. She noted discussions regarding the Project would continue with the City of Miami and/or other stakeholders and continual updates would be provided to the County Commission.

Commissioner Rolle asked that this report be

submitted in the form of a written report at the County Commission meeting.

Ms. Brody noted a written report was issued yesterday evening (7/12) and was added to today's Committee agenda; however, this report would be updated to reflect the outcome of discussions to be held tomorrow (7/14) between the County and FDOT.

Chairman Gimenez said FDOT was unwilling to issue a Request for Proposal (RFP) until a financing plan was in place and the County needed to determine whether it could afford the tunnel.

In response to Commissioner Moss' inquiry regarding the increased County contribution, Ms. Brody said County Manager George Burgess initially proposed local support in the range of 25% of the total estimated capital cost of the Project and FDOT had proposed a 50/50 capital and operating funding split. She noted FDOT subsequently offered to raise its commitment to 60% of the capital requirements and potentially 100% of the operating and maintenance needs; and the County's commitment would now be limited to 40% of the capital funding.

Commissioner Moss asked that a cost benefit analysis on the proposed Project be included as part of the discussions with representatives from FDOT.

Ms. Brody requested the foregoing report be heard at the July 18, 2006 County Commission meeting.

Chairman Gimenez asked staff to prepare the appropriate memorandum requesting that the County Commission's Chairman Joe A. Martinez waive the Committee's rules and allow the foregoing report to be heard at the July 18, 2006 County Commission meeting.

**7D SUPPLEMENT** 

062220 Report

SUPPLEMENTAL INFORMATION RE: PORT OF MIAMI TUNNEL PROJECT

Forwarded to the BCC by the BCC Chairperson with a favorable recommendation

Report:

Chairman Gimenez asked staff to prepare the appropriate memorandum requesting that the County Commission's Chairman Joe A. Martinez waive the Committee's rules and allow the foregoing report to be heard at the July 18, 2006

County Commission meeting.

7E

062074 Report

ORAL REPORT RE: 25 MAJOR GRIDLOCK INTERSECTIONS (County Manager)

Deferred to September 21, 2006

Report:

The foregoing report was deferred to the September 21, 2006 Committee meeting at the request of Chairman Gimenez.

7F

#### 062075 Report

ORAL REPORT RE: SOUTH FLORIDA REGIONAL TRANSPORTATION AUTHORITY (SFRTA) UPDATE (County Manager)

Report Received

### Report:

Mr. Joe Giulietti, Executive Director, South Florida Regional Transportation Authority (SFRTA), made an oral report on the activities being undertaken by the SFRTA. He said the SFRTA had its highest ridership in history because of the Miami-Dade Heat Parade and ridership on Tri-Rail doubled on the day of the Parade. Mr. Giulietti noted the efforts of Miami-Dade, Broward and Palm Beach Counties regarding an initiative for public referendum for a \$2.00 license tag fee was vetoed on the last day by the Governor. He said currently that funding source was not available and upon reconvening, the SFRTA's Board would be discussing this issue. Mr. Giulietti noted in the interim, progress was being made regarding commuter rail service for Orlando; and the State had been working with Miami-Dade Transit Director Roosevelt Bradley and the County Manager's Office regarding potential rail extensions and use of rail corridors in Miami-Dade County.

Mr. Giulietti said he would be coming back to the Committee with a budget request for Miami-Dade County to approve.

7G

#### 062081 Report

ORAL REPORT RE: COST AND SCHEDULE UPDATES FOR THE MIC/EARLINGTON HEIGHTS AND NORTH CORRIDOR PROJECTS (County Manager)

Deferred to September 21, 2006

Report:

The foregoing report was deferred to the September 21, 2006 Committee meeting at the request of Chairman Gimenez.

7H

061697 Report

ORAL REPORT RE: STATUS OF THE MIC, EH/MIC AND MIA MOVER PROJECTS (FLORIDA DEPARTMENT OF TRANSPORTATION) (County Manager)

Deferred to September 21, 2006

**Report:** The foregoing report was deferred to the

September 21, 2006 Committee meeting at the

request of Chairman Gimenez.

71

#### 062082 Report

REPORT ON FINAL DESIGN SERVICES FOR THE NORTH CORRIDOR METRORAIL EXTENSION (County Manager)

Forwarded to the BCC by the BCC Chairperson with a favorable recommendation Mover: Rolle Seconder: Moss

Vote: 4-0

Absent: Sorenson, Sosa

## Report:

Mr. Roosevelt Bradley, Director, Miami-Dade Transit, presented a written report on the final design services for the North Corridor Metrorail extension. He said a contract was awarded to Parsons Transportation Group, Inc., (PTG) to provide preliminary engineering services for the North Corridor and noted PTG had exceeded its Disadvantaged Business Enterprise (DBE) goal. Mr. Bradley asked that he be allowed to bring the option in PTG's contract to provide final design services and post design services before the Committee.

Ms. Isabel Padron, Miami-Dade Transit, explained that negotiating a single final design contract with PTG eliminated additional management and administrative costs required to manage multiple design contracts; eliminated the need for a new consultant to go through a protracted learning curve; provided for maximum flexibility for developing construction bid packages; and eliminated interface issues that would result in minimizing design errors and omissions.

Mr. Bradley noted PTG would add additional local firms to participate on the contract.

Chairman Gimenez asked Mr. Bradley to include a cost analysis of comparable design service projects along with the County Manager's recommendation to award this contract.

Commissioner Moss asked Mr. Bradley to also include a comprehensive report on the DBE participation for the final design services.

Ms. Corinne Brody, Special Assistant for Strategic Management Initiatives, requested the foregoing report be heard at the July 18, 2006 County Commission meeting.

Chairman Gimenez asked staff to prepare the

appropriate memorandum requesting that the County Commission's Chairman Joe A. Martinez waive the Committee's rules and allow the foregoing report to be heard at the July 18, 2006 County Commission meeting.

7J

062083 Report

JULY 2006 MONTHLY PROGRESS REPORTS (County Manager)

Report Received Mover: Moss Seconder: Rolle Vote: 4-0

Absent: Sorenson, Sosa

7K

062103 Report

REPORT RE: CUSTOMER SERVICE AT MIA (County Manager)

Report Received Mover: Moss Seconder: Rolle Vote: 4-0

Absent: Sorenson, Sosa

7L

062104 Report

DADE AVIATION CONSULTANTS (DAC) REPORT (County Manager)

Report Received Mover: Moss Seconder: Rolle Vote: 4-0

Absent: Sorenson, Sosa

7M

**062111** Report

MOV'N INITIATIVES UPDATE (County Manager)

Report Received Mover: Moss Seconder: Rolle Vote: 4-0

Absent: Sorenson, Sosa

7N

062119 Report

> DEPARTMENTAL BUDGET PRESENTATIONS (County Manager)

Report Received Mover: Moss Seconder: Rolle Vote: 4-0

Absent: Sorenson, Sosa

062357 Report

**NON-AGENDA ITEM** 

Report:

Commissioner Heyman asked that an oral report on the status of the Miami-Dade component of the FEC Corridor be included on the September 21, 2006 Committee Agenda.

#### 8 **ADJOURNMENT**

There being no further business to come before Report:

the Committee, the meeting was adjourned at 1:21

p.m.